



*APB/22ctb*

PTO/SB/31 (06-04)

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<b>TRADEMARK NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 6001.1179						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____.</p> <p>Signature _____</p> <p>Typed or printed name <u>Calvin Ashby III</u></p>		<p>In re Application of <b>COTE, et al.</b></p> <table border="1"> <tr> <td>Application Number 10/001,769</td> <td>Filed October 26, 2001</td> </tr> <tr> <td colspan="2">For INFEED APPARATUS FOR A SHEET MATERIAL ARTICLE TRIMMER</td> </tr> <tr> <td>Art Unit 3724</td> <td>Examiner Jason D. PRONE</td> </tr> </table>	Application Number 10/001,769	Filed October 26, 2001	For INFEED APPARATUS FOR A SHEET MATERIAL ARTICLE TRIMMER		Art Unit 3724	Examiner Jason D. PRONE
Application Number 10/001,769	Filed October 26, 2001							
For INFEED APPARATUS FOR A SHEET MATERIAL ARTICLE TRIMMER								
Art Unit 3724	Examiner Jason D. PRONE							

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 500.00.

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0552. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- applicant/inventor.
- assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- attorney or agent of record.  
Registration number 36,561
- attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_.

Signature

Cary S. Kappel

Typed or printed name

(202) 736-1940

Telephone number

July 29, 2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below\*.

- \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

In re application of: **COTE et al.**

Serial No.: 10/001,769

Filed: October 26, 2001

For: **INFEED APPARATUS FOR A SHEET MATERIAL ARTICLE TRIMMER**

Sir:

Transmitted herewith is a **Notice of Appeal** in the above-identified application.

- Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- No fee for additional claims is required.
- A filing fee for additional claims calculated as shown below, is required:

(Col. 1)	(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY		
	FOR:	REMAINING	HIGHEST	RATE	FEES	RATE	FEES	
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	Minus	=		x \$ 9	\$	x \$ 18	\$	
INDEP. CLAIMS	Minus	=		x \$ 42	\$	x \$ 84	\$	
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$140	\$	+ \$280	\$	
				TOTAL:	\$	OR	TOTAL: \$	

\* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- Also transmitted herewith are:
  - Petition fee for extension under 37 C.F.R. 1.136(a)
  - Other:
- Check(s) in the amount of **\$500.00** is attached to cover:
  - Filing fee for additional claims under 37 C.F.R. 1.16
  - Petition fee for extension under 37 C.F.R. 1.136(a)
  - Other: Notice of Appeal
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
  - Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
  - Any patent application processing fees under 37 C.F.R. 1.17.
  - Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on July 29, 2005.

DAVIDSON, DAVIDSON &amp; KAPPEL, LLC

BY: Jennie Bay